INTERFERENCE DIGEST

Interference No	0.	105,343			Paper No.	
Name: Shoichi	Yar	nazaki et al				
Serial No.:	09/5	511,243		Patent No.		
Title: Head-up display device with curved optical surface having total reflection						
Filed: 02/23/00						
Interference wi	Interference with Takahashi					
			DECISIO	ON ON MOTIO	ONS	
Administrative	Pate	ent Judge,			Dated,	
			HOUNI A	I DECICION	T	
				L DECISION		
Board of Paten	ıt Ap	peals and Ir	nterferences,_		Dated,	
			•		D . 1	
Court,					Dated,	_
			R	EMARKS		
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This should be placed in each application or patent involved in interference in addition to the interference letters.



UNITED STATES PATENT AND TRADEMARK OFFICE

DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE
BOARD OF PATENT APPEALS AND INTERFERENCES
BOX INTERFERENCE, WASHINGTON, D.C. 20231

Filed by: Judge Richard E. Schafer

Telephone: 571-272-9797 Facsimile: 571-273-0042

MAILED

JAN 2 5 2006

PAT. & T.M. OFFICE BOARD OF PATENT APPEALS AND INTERFERENCES Applicants: YAMAZAKI Application No.: 09/511,243

Filed: 02/23/00

For: Head-up display device with curved optical

surface having total reflection

The above-identified application or patent has been forwarded to the Board of Patent Appeals and Interferences because it is adjudged to interfere with another application or patent. An interference has been declared. The interference is designated as No. 105,343.

Notice is hereby given the parties of the requirement of the law for filing in the Patent and Trademark Office a copy of any agreement "in connection with or in contemplation of the termination of the interference." 35 U.S.C. § 135(c).

/Richard E. Schafer/ RICHARD E. SCHAFER Administrative Patent Judge

Filed January 25, 2006

Mail Stop Interference P.O. Box 1450 Alexandria Va 22313-1450

Tel: 571-272-9797 Fax: 571-273-0042

UNITED STATES PATENT AND TRADEMARK OFFICE

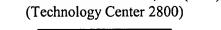
BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES

Olympus Optical Co., LTD., Junior Party (Patents: 6,195,207; 6,317,267 & 5,875,056 Named Inventor: Koichi Takahashi)

v.

Canon Kabushiki Kaisha, Senior Party (Application 09/511,243) Named Inventors: Shoichi Yamazaki and Takeshi Nishimura).

> Patent Interference No. 105,343 (RES) (Technology Center 2800)



DECLARATION - Bd.R. 203(d)¹

1 Part A. Declaration of interference

- 2 An interference is declared (35 U.S.C. § 135(a)) between the above-identified parties.
- Details of the application(s), patent (if any), reissue application (if any), count(s) and claims 3
- designated as corresponding or as not corresponding to the count(s) appear in Parts E and F of this
- DECLARATION. 5

6

Part B. Judge managing the interference

- Administrative Patent Judge Richard E. Schafer has been designated to manage the
- interference. 37 CFR § 41.104(a).

¹ "Bd.R. x" may be used as shorthand for "37 C.F.R. § 41.x". 69 Fed. Reg. 49960, 49961 (12 Aug. 2004).

1 Part C. Standing order

- 2 A Trial Section STANDING ORDER [SO] (Paper 2) accompanies this DECLARATION.
- 3 The STANDING ORDER applies to this interference.
- 4 Part D. Initial conference call
- A telephone conference call to discuss the interference is set for 3:00 p.m. on March 22,
- 6 2006 (the Board will initiate the call).
- 7 No later than two business days prior to the conference call, each party shall file and serve
- 8 (SO ¶¶ 10.1 & 105) a list of the motions (37 CFR §§ 41.120 & 204; SO ¶¶ 104.2.1, 120 & 204) the
- 9 party intends to file.
- A sample schedule for taking action during the motion phase appears as Form 2 in the
- 11 STANDING ORDER. Counsel are encouraged to discuss the schedule prior to the conference call
- 12 and to agree on dates for taking action. A typical motion period lasts approximately eight (8)
- 13 months. Counsel should be prepared to justify any request for a shorter or longer period.

14 Part E. Identification and order of the parties

15		Junior Party
16	Named inventor:	Koichi Takahashi
17	Involved Patents:	6,317,267
18		6,195,207
_19		5,875,056
20	Title:	Head or Face Mounted Image Display Apparatus
21	Assignee:	Olympus Optical Co., LTD.
22		Senior Party
23	Named Inventors:	Shoichi Yamazaki and Takeshi Nishimura
24	Involved Application:	09/511,243
25 26	Title:	Head-up Display Device with Curved Optical Surface Having Total Reflection
27	Assignee:	Canon Kabushiki Kaisha

1	The senior party is assigned exhibit numbers 1001-1999. The junior party is assigned exhibit				
2	numbers 2001-2999. 37 CFR § 41.154(c)(1); SO ¶ 154.2.1. The senior party is responsible for				
3	initiating settlement discussions. SO ¶ 126.1.				
4	Part F. Count and claims of the parties				
5	Count 1				
6	Claim 11 of Application 09/511,243 or				
7	Claim 17 of Application 09/511,243 or				
8	Claim 23 of Application 09/511,243 or				
9	Claim 48 of Application 09/511,243 or				
10	Claim 58 of Application 09/511,243 or				
11	Claim 5 of Patent 5,875,056 or				
12	Claim 8/1 of Patent 6,195,207 or				
13	Claim 1 of Patent 6,317,267.				
14					
15	The claims of the parties are:				
16	Canon				
17	Application 09/511,243: Claims 11-63				
18	Olympus				
19	1. Patent 6,317,267: Claims 1-11				
20	2. Patent 6,195,207: Claims 1-14				
21	3. Patent 5,875,056: Claims 1-24				
22	The claims of the parties which correspond to Count 1 are:				
23	Canon				
24	Application 09/511,243: Claims11-63				
25	Olympus				
26	1. Patent 6,317,267: Claims 1-11				
27	2. Patent 6,195,207: Claims 1, 2, 8-14				

1	3. Patent 5,875,056:	Claims 1, 3-10, 14-15, 17/10, ² 17/14-15,
2		18/5-7,18/10,18/14-15, 19/5-7, 19/10,
3		19/14-15, 20/5-7, 20/10, 20/14-15, 21/5-7,
4		21/10, 21/14-15, 22-24
5		
6	The claims of the parties which do not con	rrespond to Count 1, and therefore are not involved
7	in the interference, are:	
8	Canon	
9	Application 09/511,243:	None
10	Olympus	
11	1. Patent 6,317,267:	None
12	2. Patent 6,195,207:	3-7
13	3. Patent 5,875,056:	Claims 11-13, 16, 17/11-13, 18/11-13,
14		19/11-13, 20/11-13, 21/11-13
15	The parties are accorded the following b	enefit for Count 1:
16	Canon	
17	08/959,285 (10/24/97)	
18	08/478,688 (6/07/95)	
19	Olympus	
20	09/229,981 (1/14/99)	
21	08/912,119 (8/15/97)	
22	08/505,516 (7/21/95)	
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The claim(s) after the "/" depend directly upon the claim before the "/." The designation does not show the complete chain of dependency. E.g. The Claim designated 20/7 depends directly from Claim 7 while Claim 7 itself depends from Claim 5.

1	Part G. Heading to be used on papers
2	The following heading must be used on all papers filed in this interference, see SO ¶ 106.1.1:
3	
4	UNITED STATES PATENT AND TRADEMARK OFFICE
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7	BEFORE THE BOARD OF PATENT APPEALS
8	AND INTERFERENCES
9	
10	
11	Olympus Optical Co., LTD.,
12	Junior Party
13	(Patents: 6,195,207; 6,317,267 & 5,875,056
14	Named Inventor: Koichi Takahashi)
15	
16	v.
17	
18	Canon Kabushiki Kaisha,
19	Senior Party
20	(Application 09/511,243
21 22	Named Inventors: Shoichi Yamazaki and Takeshi Nishimura).
23	Patent Interference No. 105,343 (RES)
24	(Technology Center 2800)
25	
26	
27	Part H. Order form for requesting file copies
28	When requesting copies of files, use of SO Form 4 will greatly expedite processing of the
29	request. Please attach a copy of Parts E and F of this DECLARATION with a hand-drawn circle
30	around the patents and applications for which a copy of a file wrapper is requested.
20	around the parents and appropriettons for miner a copy of a fire mapper to requested.

/Richard E. Schafer/ Administrative Patent Judge

Enc: Copy of STANDING ORDER

Copy U.S. Patents 6,195,207; 6,317,267 & 5,875,056

Copy of claims of 09/511,243

Revised 3 January 2006

cc (via overnight delivery):

Attorney for OLYMPUS OPTICAL CO.:

PILLSBURY WINTHROP LLP Intellectual Property Group 1600 Tysons Boulevard McLean, VA 22102

Attorney for CANON KABUSHIKI KAISHA:

FITZPATRICK CELLA HARPER & SCINTO 30 Rockefeller Plaza
New York, New York 10112